

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

*** FILED ***
08/29/2002

08/26/2002

CLERK OF THE COURT
FORM R000A

HONORABLE JAMES H. KEPPEL

L. Mitchell
Deputy

CR 2001-005401

FILED: _____

STATE OF ARIZONA

NOEL J R LEVY

v.

PETER JAMES LITTLE

DENNIS C JONES

VICTIM SERVICES DIV-CA-CCC

JURY TRIAL
DAY 8

10:30 a.m. Trial to a jury continues from August 22, 2002. State is represented by Deputy County Attorney, Noel Levy. Defendant is not present, but represented by Dennis Jones. The jury is not present.

Court reporter, Laurie Yazwa, is present.

Final jury instructions are settled.

Discussion is held regarding State's Exhibit 9. The parties indicate that neither party will be prejudiced in the event the exhibit is not presented to the jury during deliberations.

10:33 a.m. The defendant is now present.

Discussion is held re: defendant's presence for consideration of questions from the jury.

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Defendant waives his presence for any jury questions.

Mr. Jones indicates that he has just received new discovery from the State regarding the style of the jacket and corresponding numbers and requests a continuance and that the 2 documents be marked for identification.

Oral argument.

IT IS ORDERED denying Defendant's Motion to Continue.

Defendant's Exhibit 97 is marked for identification.

Counsel for Defendant moves for a mistrial.

IT IS ORDERED denying the Motion.

10:45 a.m. The jury is present.

Closing Arguments.

A bench conference is held wherein defense counsel moves for a mistrial.

IT IS ORDERED denying the Motion.

Closing arguments continue.

12:13 p.m. Court stands at recess.

1:35 p.m. Court reconvenes with respective counsel and the defendant present. The jury is not present.

Court reporter, Laurie Yazwa, is present.

Defendant's objections to statements made by Mr. Levy during his closing arguments is argued to the Court.

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The Court will instruct the jury regarding the matter.

1:40 p.m. The jury is present.

The jury is given instruction by the Court regarding statements made by Mr. Levy during his closing arguments.

Closing arguments continue.

3:17 p.m. Court stands at recess.

3:40 p.m. Court reconvenes with respective counsel and the defendant present. The jury is present.

Closing arguments continue.

4:50 p.m. The jury is reminded by the Court as to the admonitions to jurors, instructed by the Court to return at 1:20 p.m. on August 27, 2002 and excused. Court stands at recess until 1:30 p.m. on August 27, 2002.